

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORIGINAL SIDE

APPEAL NO. 709 OF 2004  
IN  
WRIT PETITION NO. 2643 OF 2004

1.Mr.Naresh Naraindas Mangfani & ors.  
vs.

Appellants

1.Municipal Corporation of Gr.Bombay  
& anr.

Respondents

Mr.Surendrakumar Shetty for the appellants.

Mr.Vinod Mahadik for the respondent no.1.

Mr.Pradeep Jadhav, A.G.P. for the respondent no.2.

**CORAM : R. M. LODHA &  
J.P. DEVADHAR,JJ.**

**DATED : 4th November 2004**

**P.C.**

Heard.

2. The learned Single Judge cannot be said to have erred in dismissing the writ petition in view of the admitted fact that for self-same cause of action the appellant herein had already filed the suit and that was pending before the City Civil Court.

3. Dismissed in limine.

**(R.M. LODHA,J.)**

**(J.P. DEVADHAR,J.)**